

(1) First and Final Report and (2) Petition for Statutory Attorneys Fees and (3) for
 Final Distribution, Accounting Waived

DOD: 8-9-12		TERRI A. GILLES , Surviving Spouse and Administrator with Full IAEA without bond, is Petitioner. Accounting is waived. I&A: \$92,639.24 POH: \$84,323.50 (\$37,295.50 cash plus 100 shares of common stock in Gold Coast Harvesting, a California corporation, and misc. personal property) Administrator (Statutory): Waived Attorney (Statutory): \$3,705.57 Costs: \$1,194.00 (filing, certified letters, publication, appraisal) Distribution pursuant to intestate succession: Terri A. Gilles – Entire estate, consisting of Decedent's one half community property interest in certain accounts, 100 shares common stock in Gold Coast Harvesting, a California corporation, and misc. personal property.	NEEDS/PROBLEMS/COMMENTS: 1. Petitioner states all assets, including accounts, stock in the corporation, etc., are community property assets passing to Petitioner as surviving spouse under Probate Code §6401. The Court may require clarification regarding the facts upon which the allegation of community property is based for judgment on the matter.
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	Citation		
✓	FTB Notice		

Reviewed by: skc
Reviewed on: 7-12-13
Updates:
Recommendation:
File 1 – Gilles

(1) First and Final Report of Executor on Waiver of Account and (2) Petition for Allowance of Compensation to Executor's Attorney for Ordinary Services and (3) for Final Distribution

DOD: 8/25/2012		GUY GOYETTE , Administrator with Will Annexed, is petitioner. Accounting is waived. I & A - \$203,000.00 POH - \$203,000.00 Administrator - waives Attorney - \$7,600.00 (greater than statutory) Distribution, pursuant to Decedent's Will, is to: Guy Goyette - real property located at 265 W. Decatur in Fresno.	NEEDS/PROBLEMS/COMMENTS: 1. Statutory fees were calculated incorrectly. The correct statutory fee is \$7,060.00. Note: Examiner has interlineated the order with the correct statutory fee.	
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				Reviewed by: KT
				Reviewed on: 7/12/2013
				Updates:
		Recommendation:		
		File 2 – Goyette		

Petition for Letters of Administration; Authorization to Administer Under IAEA (Prob.
C. 8002, 10450)

DOD: 5-9-13		<p>TERRI MAY, friend, is Petitioner and requests appointment as Administrator with Full IAEA with bond (amount not stated).</p> <p>Full IAEA – ok</p> <p>Decedent died intestate</p> <p>Residence: Fresno Publication: Fresno Business Journal</p> <p>Estimated value of estate: Personal property: Unknown Real property: \$135,000.00</p> <p>Probate Referee: Steven Diebert</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: Petitioner states she is an interested person as she is the executor named in the last will and testament of Decedent's only intestate heir, Roberta Jeanne Duffy, who post-deceased this decedent (DOD 5-27-13).</p> <ol style="list-style-type: none"> 1. Need date of death of deceased spouse per Local Rule 7.1.1.D. 2. The Court may require further information regarding the nature and estimated value of personal property assets that will be subject to administration for purposes of determining bond. <p>If granted, the Court will set status hearings as follows:</p> <ul style="list-style-type: none"> • Friday 8-16-13 for filing of bond in the amount of \$135,000.00, or other amount depending on the answer to #2 above. • Friday 12-20-13 for filing of inventory and appraisal • Friday 9-19-14 for filing the first account or petition for final distribution <p>If the appropriate items are filed, status hearings may come off calendar.</p>	
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		<p>Reviewed by: skc</p> <p>Reviewed on: 7-12-13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 3 – Nichols</p>		

**Petition for Probate of Will and for Letters Testamentary; Authorization to
Administer Under IAEA (Prob. C. 8002, 10450)**

DOD: 5/27/2013		TERRI MAY , named executor without bond, is Petitioner. Full IAEA – o.k. Will dated: 9/9/2009 Residence: Fresno Publication: Fresno Business Journal <u>Estimated value of the estate:</u> Personal property - \$200,000.00 Probate Referee: Rick Smith	NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> If the petition is granted, status hearings will be set as follows: <ul style="list-style-type: none"> Friday, December 13, 2013 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal. Friday, September 19, 2014 at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.	
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Petition for Probate of Will and for Letters of Administration with Will Annexed;
 Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 5/24/2013		PUBLIC ADMINISTRATOR is petitioner and requests appointment as Administrator with Will Annexed. Full IAEA – o.k. Will dated: 4/26/2011 Residence: Fresno Publication: Fresno Business Journal Estimated value of the estate: Personal property - \$210,274.15 Probate Referee: Steven Diebert	NEEDS/PROBLEMS/COMMENTS: Note: If the petition is granted, status hearings will be set as follows: <ul style="list-style-type: none"> Friday, December 13, 2013 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal. Friday, September 19, 2014 at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.	
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Reviewed by: KT				
Reviewed on: 7/15/2013				
Updates:				
Recommendation: SUBMITTED				
File 5 – Grover				

DOD: 02/23/05		ERIC P. RUSHING , son, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. The Inventory & Appraisal is submitted on an outdated form that does not contain all the necessary information. Need Inventory & Appraisal on the most up to date form.
		40 days since DOD.	
		No other proceedings.	
Cont. from		I & A - \$132,500.00	
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			Reviewed by: JF Reviewed on: 07/12/13 Updates: Recommendation: File 6 – Rushing

Age: 9		<p>MARIA ALVAREZ-GARCIA, Maternal Grandmother, Guardian, and Trustee, is Petitioner.</p> <p>Petitioner requests distribution of \$33,555.39 for reimbursement/ remodeling/ Adam's necessities, and \$1,124.50 for attorney fees and reimbursement of filing fees.</p> <p>Petitioner states Adam is almost 10 years old, weighs approx. 103 pounds, and has the mentality of a two-year-old. He is unable to walk, but does crawl, climb, and shimmy across the floor. When he is in his wheelchair, he uses his legs to roll around. Although mentally two years old, he is physically getting older and is more ambulatory.</p> <p>Funds will be used for items/services including:</p> <ul style="list-style-type: none"> • Bissell Carpet Cleaner \$505.53 • New mattress for special needs bed \$355.56 • Back supports for Petitioner and her husband to assist in Adam's movement • iPad suggested by Adam's school \$894.31, plus case \$53.83 • Reimbursement for medication \$175.35 • Reimbursement for carpet cleaning \$100.00 • Reimbursement for car detailing \$165.00 • Vehicle services for van \$621.06 • New tires for van \$860.51 • New brakes for van \$624.84 • Insurance for van \$1,199.58 • Kitchen repair \$28,000.00 for Adam's benefit (see contractor's quote Exhibit F) <p>Petitioner states the current value of the trust is \$155,332.03 with monthly annuity payments of \$1,151.00 for 22 more years. Petitioner states that after disbursements as requested, there are sufficient assets for the trust to continue to provide for the reasonably foreseeable special needs of Adam.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. There is an upcoming status hearing for filing of the Second Account set for 7-23-13. No account has yet been filed. The Court may require accounting prior to consideration of this request. 2. The Court may require clarification and authority regarding the extensive kitchen remodel as a special need of the beneficiary. Petitioner describes certain issues, such as broken cabinets and damage caused by Adam's wheelchair; however, the Court may require clarification regarding the request for sink and mold repair, all new appliances, granite countertops, etc., which appear to be homeowner expenses rather than special needs. 3. Upon settling the first account, the Court ordered that the trust be named as a lienholder on the vehicle purchased with trust funds since it is held individually outside of the trust. However, the Auto Policy Declarations attached to this petition indicate that the trust has <i>not yet been named</i> as a lienholder pursuant to the Court's order. <u>Need proof of lien for trust per Court order 1-30-12.</u> 4. The Court may require clarification regarding the status of the van and the circumstances necessitating the various repairs, including tires and brakes, for the van (2011 Honda Odyssey, approx. 53,000 miles). 																																																	
<table border="1"> <tr><td>Aff.Sub.Wit.</td><td></td></tr> <tr><td>Verified</td><td></td></tr> <tr><td>Inventory</td><td></td></tr> <tr><td>PTC</td><td></td></tr> <tr><td>Not.Cred.</td><td></td></tr> <tr><td>Notice of Hrg</td><td></td></tr> <tr><td>Aff.Mail</td><td></td></tr> <tr><td>Aff.Pub.</td><td></td></tr> <tr><td>Sp.Ntc.</td><td></td></tr> <tr><td>Pers.Serv.</td><td></td></tr> <tr><td>Conf. Screen</td><td></td></tr> <tr><td>Letters</td><td></td></tr> <tr><td>Duties/Supp</td><td></td></tr> <tr><td>Objections</td><td></td></tr> <tr><td>Video Receipt</td><td></td></tr> <tr><td>CI Report</td><td></td></tr> <tr><td>9202</td><td></td></tr> <tr><td>Order</td><td></td></tr> <tr><td>Aff. Posting</td><td></td></tr> <tr><td>Status Rpt</td><td></td></tr> <tr><td>UCCJEA</td><td></td></tr> <tr><td>Citation</td><td></td></tr> <tr><td>FTB Notice</td><td></td></tr> </table>	Aff.Sub.Wit.				Verified		Inventory		PTC		Not.Cred.		Notice of Hrg		Aff.Mail		Aff.Pub.		Sp.Ntc.		Pers.Serv.		Conf. Screen		Letters		Duties/Supp		Objections		Video Receipt		CI Report		9202		Order		Aff. Posting		Status Rpt		UCCJEA		Citation		FTB Notice		<table border="1"> <tr><td>Reviewed by: skc</td></tr> <tr><td>Reviewed on: 7-15-13</td></tr> <tr><td>Updates:</td></tr> <tr><td>Recommendation:</td></tr> <tr><td>File 7 – Carbajal</td></tr> </table>	Reviewed by: skc	Reviewed on: 7-15-13	Updates:
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Atty Mendez, Maria B. (pro per – mother/Petitioner)

Atty Valdez, Jorge M. (pro per – brother/Petitioner)

**Petition for Appointment of Probate Conservator of the Person (Prob. C. 1820,
1821, 2680-2682)**

Age: 40		<p>MARIA L. VALDEZ and JORGE M. VALDEZ, mother and brother, are Petitioners and request appointment as Co-Conservators of the Person with medical consent powers.</p> <p>MARIA L. VALDEZ, mother, YSMAEL VALDEZ, brother, and MARIA MENDEZ, sister, were appointed as Limited Conservators of the Person in May 1998 in Santa Clara County. The case was transferred to Fresno County in 2010.</p> <p>Declaration of Dr. Francisco Salcedo, M.D. supports request for medical consent powers.</p> <p>Petitioners state that the conservatee is developmentally disabled and requires assistance with most of his daily functions, meeting his personal care needs, and requires round the clock supervision. Petitioner Maria states that she is now 86 years old and wants Jorge, to be appointed as Co-Conservator of the Person in order to ensure that the conservatee continues to be cared for should something happen to her. Jorge has been living with them and has been helping her care for the conservatee. She would also like the other co-conservator's to remain in the event something happens to Jorge.</p> <p>Court Investigator Jo Ann Morris filed a report on 07/05/13.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Court Investigator Advised Rights on 07/02/13.</p> <p>1. Need revised Letters of Conservatorship signed by all persons appointed as Conservator.</p>	
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		<p>Reviewed by: JF</p> <p>Reviewed on: 07/15/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 8 – Valdez</p>		

Petition for Termination of Guardianship

Age: 3 years		<p>GUADALUPE BELTRAN, mother, is petitioner.</p> <p>ELIZABETH LEDEZMA (now Chavez), maternal grandmother, was appointed guardian on 10/14/2011 – <i>consents and waives notice</i>.</p> <p>Father: LOUIS GARCIA</p> <p>Paternal grandfather: Martin Garcia Paternal grandmother: Teresa Maldonado Garcia – <i>consents and waives notice</i>. Maternal grandfather: Javier Beltran</p> <p>Petitioner states she feel she can provide the minor a safe and stable environment. She has had her job going on three years and has a home for them to live in. She is also working toward her G.E.D. in order to provide them with a better life.</p> <p>Court Investigator Samantha Henson's Report filed on 7/10/2013.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of service of the Notice of Hearing on: <ol style="list-style-type: none"> a. Luis Garcia (father) b. Martin Garcia (paternal grandfather) c. Javier Beltran (paternal grandmother) 	
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		<p>Reviewed by: KT</p> <p>Reviewed on: 7/15/2013</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 9 – Garcia</p>		

Status Hearing Re: Filing of the First Account or Petition for Final Distribution

DOD: 5/12/2010		RICK GONZALEZ was appointed as Administrator without bond and with Limited IAEA authority on 4/22/2013.	NEEDS/PROBLEMS/COMMENTS:
		Letters issued on 4/26/2013.	1. Need current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.
Cont. from		I & A filed on 10/2/2012 show the estate valued at \$130,400.00.	
<input type="checkbox"/>	Aff.Sub.Wit.	This status hearing was set for the filing of the first account or petition for final distribution.	
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			Reviewed by: KT
			Reviewed on: 7/15/2013
			Updates:
			Recommendation:
			File 10 – Borunda

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Age: 7 years		TEMPORARY EXPIRES 7/17/2013		NEEDS/PROBLEMS/COMMENTS:	
		JASON ALLEN SPONHALTZ, step-father, is petitioner.		1. Need Notice of Hearing.	
		Father: UNKNOWN – court dispensed with notice by minute order on 5/28/2013.		2. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: a. Heidi Hastie (mother)	
Cont. from		Mother: UNKNOWN (HEIDI HASTIE)		3. Need proof of service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: a. Paternal grandparents b. Maternal grandparents	
	Aff.Sub.Wit.		Paternal grandparents: Unknown	4. UCCJEA is incomplete. Need minor's residence information for the July 2008 to July 1, 2011.	
✓	Verified		Maternal grandparents: Unknown	5. Petition does not list the names and current addresses of the mother, paternal grandparents and maternal grandparents.	
	Inventory		Petitioner states mom is unable to care for the minor due to homelessness and drug abuse. He has gone through C.P.S. twice. Petitioner states he is the biological father of two of Logan's siblings. He is the only father Logan knows.		
	PTC				
	Not.Cred.				
	Notice of Hrg	X			
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✓	Conf. Screen		Court Investigator Jennifer Young's Report filed on 7/10/13.		
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				Reviewed by: KT	
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				Updates:	
				Recommendation:	
				File 11 – Whitson	

Atty Magallon, Olga (pro per Petitioner/sister)

Atty Cummings, Robert G. (of Redwood City for Rocio Martinez-Estrella/mother)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Age: 10 years		<p>THERE IS NO TEMPORARY. No temporary was requested.</p> <p>OLGA MAGALLON, sister, is petitioner.</p> <p>Father: NOT LISTED (VICTOR PRADO, SR. per CI Report).</p> <p>Mother: ROCIO MARTINEZ – Declaration of Due Diligence filed on 5/14/2013.</p> <p>Paternal grandparents: Not listed Maternal grandparents: Not listed.</p> <p>Petitioner states the minor's mother has proven to be irresponsible due to alcohol addiction. She has caused the minor physical harm in the past and is incapable of providing for him. The minor has never met his father. Petitioner states he has been in her care since he was 4 ½ years old.</p> <p>Court Investigator Jennifer Daniel's Report filed on 7/10/2013.</p> <p>Please see additional page</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>6. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on:</p> <p>b. Victor Prado, Sr. (father)</p> <p>c. Rocio Martinez (mother)- unless the court dispenses with notice.</p> <p>7. Need proof of service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on:</p> <p>c. Paternal grandparents</p> <p>d. Maternal grandparents</p> <p>8. Petition does not list the names and current addresses of the father, paternal grandparents and maternal grandparents.</p> <p>For Objector:</p> <p>1. Objections are not verified. Probate Code §1021.</p>	
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<p>Reviewed by: KT</p> <p>Reviewed on: 7/15/2013</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 12 – Prado</p>				

Brief in Opposition to Guardianship filed by Rocio Martinez-Estrella on 7/12/2013. **Objection states** from August 2010 to July 2011, Rocio Martinez- Estrella shared an apartment with Olga Magallon, Olga's daughter, Adrianna and Victor. Rocio simultaneously maintained an apartment in Mountain View, California where she would spend her weekends, typically with Victor, though the routine was fluid and changed depending on the child's needs and preferences.

Rocio was actively engaged in the care and raising of Victor, as well as her granddaughter, Adrianna. Rocio purchased the groceries for the household, baby-sat, cooked, and did the laundry, among an infinite list of other duties as they arose in the care of two young children, and the support of her adult daughter.

In April 2011, Victor began to express a desire to live with Rocio permanently, and to no longer live with Olga. Unbeknownst to Rocio, Olga was making plans to move back to Fresno.

In mid-July 2011, Olga, without authority, and in contravention of the advice of his school counselor and against the clearly demonstrated wishes of Rocio, took Victor to Fresno. Shortly thereafter, Rocio received a phone call from a woman claiming to be from Child Protective Services, telling Rocio to allow things to "cool off" and take some personal time, but not pursue regaining custody of Victor. Rocio does not know if this was a legitimate call or not; however, at the time she took it seriously, and tried to maintain a relationship with Victor while working to regain custody.

From the time Olga took Victor to Fresno she has continued to actively conceal his whereabouts from his mother and from the rest of Victor's family.

From November 2011 to March 14, 2013 Rocio was able to send money orders, care packages and gifts to an address in Fresno. Then on March 14, 2013 Rocio received a phone call from a woman in Fresno stating she should no longer send packages to that address, as Olga had moved again, and left no forwarding address, and in fact had stopped collecting the care packages entirely.

On 3/22/13 after two years of trying to resolve the situation amicably, on advice of counsel, Rocio contacted the Mountain View police department.

Rocio retained Attorney, Robert Cummings, to represent her and advise her on how to regain permanent custody of Victor. Counsel attempted to pursue action in Santa Clara County but learned that jurisdiction has ceased due to the time elapsed since Victor was taken to Fresno.

On 7/1/2013, Rocio received notice of these guardianship proceedings.

Points and authorities attached.

Petition for Appointment of Temporary Conservator of the Person and Estate

Age: 96		TEMPORARY EXPIRES 07/17/13		NEEDS/PROBLEMS/COMMENTS:
		GENERAL HEARING 08/15/13		
		PUBLIC GUARDIAN , is Petitioner, and requests appointment as Temporary Conservator of the Person with medical consent powers and the authority to place conservatee in a skilled nursing facility or other placement that can meet her needs, and as Temporary Conservator of the Estate without bond. Estimated Value of the Estate: Annual income - \$15,384.00 Personal property - 5.21 Total - \$15,389.21 Petitioner states that Ms. Ferraro is 96 and is currently residing at Clovis Community Hospital. She is non-ambulatory and suffers from dementia, major impairment to her alertness and attention and severe memory loss. Many referrals have been made over the years regarding physical and financial abuse of Ms. Ferraro by her two sons, but APS, found until recently that Ms. Ferraro was able to make her own decisions about living with her children. However, in the last two months, her son Larry has been seen being physically aggressive toward Ms. Ferraro, even in the hospital where she was taken when they were all evicted from their mobile home. Her two sons are now homeless and Ms. Ferraro would be homeless also, if she had not been taken to the hospital. It appears Ms. Ferraro can no longer provide for herself or protect herself from her children. Due to her dementia, Ms. Ferraro is no longer able to manage her finances or resist undue influence or fraud. Since her hospitalization, a third party has been cashing Ms. Ferraro's checks and has admitted to using the money to pay her own bills and her son Larry admitted to taking \$100.00 to pay his gambling debt. Petitioner states that Temporary Conservatorship of the Person and Estate is necessary to locate a suitable place to live and to receive Ms. Ferraro's income and ensure that it is used for her needs. Court Investigator Jennifer Young filed a report on 07/09/13.		Court Investigator advised rights on 07/08/13. 1. Need proof of service by mail at least 5 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Temporary Conservator</i> <u>or</u> <i>Declaration of Due Diligence</i> <u>or</u> <i>Consent & Waiver of Notice</i> for: - Larry Ferraro (son) - Thomas Ferraro (son) *Per Notice of Hearing, both sons are homeless and no address is available to send mail.
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Duties/Supp	-			
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FTB Notice				

Petition for Visitation

Age: 11		<p>JENNIFER AUSTIN, mother, is petitioner.</p> <p>JANE BOULGER, maternal grandmother, was appointed guardian on 04/18/2012. Served by mail on 06/13/2013</p> <p>Father: RYAN ORTIZ, served by mail 06/13/2013</p> <p>Paternal grandfather: Raymond Ortiz, Declaration of Due Diligence filed 06/13/2013</p> <p>Paternal grandmother: Lena Ackerman, served by mail 06/13/2013</p> <p>Maternal grandfather: Mark Austin, served by mail on 06/13/2013</p> <p>Petitioner states: that in the last Court hearing the judge ordered the mother and the guardian, Jane Boulger, to work out visitation. Petitioner alleges that the guardian, Jane Boulger, is not following proper procedure. Petitioner states that she is at West Care in an in-patient program and is requesting visitation with her son at the facility on Saturday from 1pm-3pm. Petitioner anticipates completing her 90 day program on 07/25/2013. After that date she is requesting visitation with her son at her residence or at an after care facility. She requests that the visitation be from Monday to Thursday and the guardian having the child from Thursday at 6pm to Monday at 8am.</p> <p>Attached to the petition is a progress report from WestCare which states the mother is doing good in her recovery.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order of 07/10/2013: Ms. Boulger informs the Court that she has a criminal protective order against Ms. Austin. Ms. Boulger requests a continuance.</p>	
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<p>Reviewed by: LV</p> <p>Reviewed on: 07/12/2013</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 14 – Ortiz</p>				